



#6/Election  
L. Ellis  
2-4-04  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Attorney Docket No. 005222.00131

In the Application of Devitt, et al.	)	
	)	
Application No. 09/910,159	)	
	)	
Filed: July 20, 2001	)	Examiner: Fishetti, Joseph A
	)	
For: RULE-BASED ON-LINE PRODUCT	)	Art Unit: 3627
SELECTION	)	

**RESPONSE TO OFFICE ACTION OF DECEMBER 23, 2003**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action mailed December 23, 2003. The Examiner set a one-month period for response, thus making this response due on or before **January 23, 2004**. It is believed there is no fee due in connection with this filing. If a fee is due, the Office is authorized to charge such a fee to Deposit Account No. 19-0733.

The Applicant elects the claims listed as Group I (claims 1-11) with traverse.

The Remarks section starts on page 2.

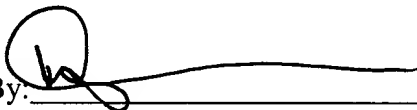


CERTIFICATE OF EXPRESS MAIL  
(PATENT)

Attorney Docket No. 05222.00131

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By:  \_\_\_\_\_

Devitt, et. al., U.S. Patent Application No. 09/910,159 for **"RULED-BASED ON-LINE PRODUCT SELECTION"**

- Transmittal Form (in duplicate)
- Response to Office Action (3 pages)
- Return Receipt Postcard



1-26-04

2165

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>Application Number</b>	09/910,159		
	<b>Filing Date</b>	July 20, 2001	
	<b>First Named Inventor</b>	Devitt	
	<b>Group Art Unit</b>	2165	
	<b>Examiner Name</b>	Fishetti	
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b>	05222.00131

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>Certificate of Express Mail</b> <b>Return Receipt Postcard</b>
<b>Remarks</b>		<b>Please charge any additional fees or credit overpayment to Deposit Account No. 19-0733. A duplicate copy of this sheet is enclosed.</b>

**GROUP 3600**  
**RECEIVED**  
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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

<b>Firm or Individual name</b>	Kenneth F. Smolik Banner & Witcoff, Ltd.
<b>Signature</b>	<i>Kenneth F. Smolik</i>
<b>Date</b>	January 23, 2004

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